

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

In re:

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, *et al.*

Debtors.¹

PROMESA

Title III

No. 17 BK 3283-LTS

(Jointly Administered)

In re:

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

PUERTO RICO HIGHWAYS AND
TRANSPORTATION AUTHORITY,

Debtors.

PROMESA

Title III

No. 17 BK 3567-LTS

**ORDER GRANTING THE DRA PARTIES' AMENDED
MOTION AND MEMORANDUM OF LAW IN SUPPORT OF THEIR REQUEST FOR
ADEQUATE PROTECTION OR RELIEF FROM THE AUTOMATIC STAY**

Upon consideration of the *The DRA Parties' Amended Motion and Memorandum of Law in Support of their Request for Adequate Protection or Relief from the Automatic Stay* (the "Motion")² filed by AmeriNational Community Services, LLC, as servicer for the GDB Debt

¹ The Debtors in these Title III cases, along with each Debtor's respective Title III case number listed as a bankruptcy case number due to software limitations and the last four (4) digits of each Debtor's federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (the "Commonwealth") (Bankruptcy Case No. 17-BK-3283 (LTS)) (Last Four Digits of Federal Tax ID: 3481), (ii) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17-BK-3566(LTS)) (Last Four Digits of Federal Tax ID: 9686), (iii) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17-BK-3567 (LTS)) (Last Four Digits of Federal Tax ID: 3808), (iv) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17-BK-3284 (LTS)) (Last Four Digits of Federal Tax ID: 8474); (v) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17-4780 (LTS)) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority ("PBA") (Bankruptcy Case No. 19-BK-5233-LTS) (Last Four Digits of Federal Tax ID: 3801).

² Capitalized terms not defined in this Order shall have meaning ascribed to them in the Motion

Recovery Authority, and Cantor-Katz Collateral Monitor LLC, a Delaware limited liability company (collectively, the “DRA Parties”), for the entry of an order requiring the Debtors to provide adequate protection to the DRA on account of the diminution in value of their collateral [; or, in the alternative, for the entry of an order lifting the automatic stay under 11 U.S.C. § 362(d)(1) and/or (d)(2) so that the DRA Parties may initiate, continue and/or conclude any and all legal proceedings or remedies to protect the DRA’s collateral and/or exercise any of the DRA’s applicable contractual and legal remedies under the applicable debt documents].

The Court having reviewed the Motion and the relief requested; having jurisdiction over this matter pursuant to 28 U.S.C. § 1331 and 48 U.S.C. § 2166(a); the Court determining that venue of this proceeding and the Motion in this District is proper under 28 U.S.C. § 1391(b) and 48 U.S.C. § 2167(a); notice of the Motion being adequate and proper under the circumstances; having considered the arguments and positions made on the hearing on the Motion; and after due deliberation and sufficient cause appearing; therefore, it is hereby ORDERED that:

1. The Motion is GRANTED as set forth herein:

- a. The Commonwealth and HTA are hereby ORDERED to provide the DRA with adequate protection pursuant to 11 U.S.C. § 361 and 48 U.S.C.S. § 2161(a), which adequate protection shall be immediately provided to the DRA upon the issuance of this Order and continue during the pendency of each Title case; [or]
- b. [The automatic stay shall be immediately and indefeasibly lifted in favor of the DRA Parties under 11 U.S.C. § 362(d)(1) and (d)(2)].

2. The Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

Dated: _____

LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE